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5 Attorneys for Plaintiff

6 CORNELL WELLS, JR.

7
8 **IN THE UNITED STATES DISTRICT COURT**
9 **FOR THE NORTHERN DISTRICT OF CALIFORNIA**

10
11 CORNELL WELLS, JR.,

12 Plaintiff,

13 v.

14 NATIONAL BOARD OF MEDICAL
EXAMINERS; FEDERATION OF STATE
15 MEDICAL BOARDS,

16 Defendants.

CIVIL CASE NO. 3:21-cv-01279-JSC

**RESPONSE TO ORDER TO SHOW
CAUSE [DOC 69]**

Date: April 20, 2022

Time: 9:00 a.m.

Location: Videoconference

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18 **TO THE COURT AND COUNSEL OF RECORD:**

19
20 On behalf of Plaintiff CORNELL WELLS, JR., I respectfully submit this Response to
21 Order to Show Cause (“OSC”) regarding my failure to appear at a Scheduling Conference this
22 morning at 9:00 a.m.

23 On today’s date, I submitted a Declaration of Eric G. Young Regarding Non-Appearance
24 at Settlement Conference Scheduling Hearing (“Declaration”), which sets forth the
25 circumstances regarding my nonappearance. I was preparing the Declaration when the Court
26 issued this OSC. Therefore, I incorporate the explanation set forth in my Declaration as part of
27 this Response as if set forth in full herein.
28

1 As I stated in my Declaration, if the Court deems it appropriate, I am prepared to pay
2 sanctions due to my regrettable failure to appear. I accept full responsibility.

3 Date: April 20, 2022

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6 By: /s/Eric G. Young, Esq.
7 ERIC G. YOUNG, ESQ., Attorneys
8 for Plaintiff CORNELL WELLS, JR.

CERTIFICATE OF SERVICE***Wells Jr. v. National Board of Medical Examiners, et al.*****USDC-ND, Oakland Division, Case No. 3:21-cv-01279-JSC**

At the time of service, I was over 18 years of age and not a party to this action. My business address is 411 Russell Avenue, Santa Rosa, CA 95403. I am employed in the office of a member of the bar of this Court at whose direction the service was made.

On April 20, 2020, I served the following identified document(s):

RESPONSE TO ORDER TO SHOW CAUSE

I served the document(s) on all interested parties as follows:

Name of Party/Counsel Served:Attorney For:

Aaron J. Ver
Robert Burgoyne
Perkins Coie LLP
505 Howard Street, Ste. 1000
San Francisco, CA 94105
Tel: 415-344-7000
AVer@perkinscoie.com
RBurgoyne@perkinscoie.com

Attorneys for National Board of Medical
Examiners, and Federation of State
Medical Boards, Inc.

I served the above-named documents as follows:

BY FACSIMILE TRANSMISSION - pursuant to agreement of the parties, from fax number (707) 289-8059 to the fax number(s) set forth above. The facsimile machine I used complied with Rule 2.301(3) and no error was reported by the machine. Pursuant to Rule 2.306(h)(4), I caused the machine to print a transmission record, a copy of which is attached.

BY MAIL -

By personally depositing the documents in a sealed envelope addressed as set forth above with the U.S. Postal Service, postage fully prepaid, sent by regular mail and certified mail, return receipt requested

By placing documents enclosed in a sealed envelope addressed as set forth above for collection and mailing. I am readily familiar with my firm's practice of collection and processing correspondence for mailing. In the ordinary course of my firm's business, correspondence is deposited with U.S. postal service on the same day it is placed for collection, postage fully prepaid.

BY PERSONAL SERVICE - by delivering a copy of the document(s) by hand to the addressee.

BY EXPRESS SERVICE - by depositing in a box or other facility regularly maintained by the express service carrier or delivering to an authorized courier or driver authorized by the express service carrier to receive documents, in an envelope or package designated by the express service carrier with



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